IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.874 of 2024
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1. Nane Oraon @ Nane Kachhap, Aged about 58 years, S/O-Kandana Oraon.
2. Ajay Kachhap, aged about 26 years, S/o Nane Kachaap,
Both R/o-Charnabera, Sarwal, Tetri, PO+PS-Namkum, District-Ranchi.

… Petitioner

Versus

The State of Jharkhand … Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Avishek Prasad, Advocate
For the State : Mr. Shailesh Kr. Sinha, Addl.P.P.

Order No:-05 Dated:-29-11-2024

Heard the parties.

This Criminal Miscellaneous Petition has been filed by the petitioner with a prayer for modification of the order dated 28.09.2021 passed in A.B.A. No.7177 of 2021.

It is submitted by the learned counsel for the petitioners that vide order dated 28.09.2021 passed in A.B.A. No.7177 of 2021, the petitioners were given the privileges of anticipatory bail and directed to surrender in the court of learned JMFC, Ranchi within six weeks and upon depositing of cash security of Rs.50,000/- each, the petitioners were to be enlarged on bail. It is next submitted that due to paucity of money, the petitioners could not make the said deposit within the stipulated time, hence, they could not surrender within the stipulated time. It is next submitted that in the meantime the petitioners have arranged the money and made the said deposit, the copy of which has been annexed as Annexure-A at page-4 of the Supplementary Affidavit dated 23.08.2024 with this criminal miscellaneous petition. It is further submitted that now the petitioners are ready and willing to surrender before the learned court below and unless six weeks' extension is granted to them, they will be highly prejudiced. Hence, it is submitted that the time period for the petitioners to surrender before the court below in terms of the order dated 28.09.2021 passed in A.B.A. No. 7177 of 2021 be extended by six weeks from the date of this order.

Considering the facts of this case and the submission of the learned counsel for the petitioners, the prayer for extension of time for the petitioners to surrender in the court below in terms of the order dated 28.09.2021 passed in A.B.A. No.7177 of 2021 is allowed. Accordingly, the order dated 28.09.2021 passed in A.B.A. No.7177 of 2021 is modified by directing the petitioners to surrender within six weeks from the date of this order, in terms of the order dated 28.09.2021 passed in A.B.A. No.7177 of 2021.

The order dated 28.09.2021 passed in A.B.A. No.7177 of 2021 is modified to the aforesaid extent only.

This Criminal Miscellaneous Petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Abhiraj/